

ORIGINAL

Decision No. 7297.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of)
A. B. WATSON for certificate of)
public convenience and necessity to)
operate stage line between the cities) Application No. 4548.
of Long Beach and Pomona.)

BY THE COMMISSION:

O R D E R

A. B. WATSON has petitioned the Railroad Commission for an order declaring that public convenience and necessity require the operation by him of an automobile stage line as a common carrier of passengers and express packages between Long Beach and Pomona and intermediate points.

Applicant proposes to charge rates in accordance with a schedule marked exhibit "A" and attached to the application in this proceeding and to operate on a schedule of four round trips daily serving as intermediates the communities at Spadra, Walnut, Summitt, Brea, Fullerton, Anaheim, Buena Park Road, Cypress, Artesia Road, Los Alamitos and Seal Beach, using as equipment two three-quarter ton Reo auto trucks with special constructed body for passenger traffic and having seating capacity of fourteen passengers.

It appears from this application that applicant has acquired the interests of W. D. Rose operating under the fictitious name of Rose Stage Line over the route herein proposed and that the application should be considered on a basis of approval of transfer of operative rights rather than for the establishment of public convenience and necessity.

The operative rights proposed to be transferred are those acquired by W. D. Rose by reason of operation in good faith prior to May 1, 1917, and continuously thereafter, such date being that recognized by the legislature in the passage of Chapter 213, Laws of 1917, as requiring no certificate of public convenience and necessity from the Railroad Commission nor permits from the governing bodies of political subdivisions through which a route passed.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be considered on the basis of a transfer of operative rights from W. D. Rose to A. B. Watson.

IT IS HEREBY ORDERED that the transfer of the operative rights heretofore held by W. D. Rose and covering the operation of an automobile stage line as a common carrier of passengers and express packages between the City of Long Beach and Pomona be and the same hereby are authorized transferred to A. B. Watson subject, however, to the following conditions:

I - W. D. Rose will be required to immediately cancel all tariffs and time schedules now filed with the Railroad Commission, such cancellations to be made in accordance with the provisions of General Order No. 51 and other regulations of this Commission.

II - Applicant A. B. Watson, will be required to file new tariffs and time schedules in his own name or to adopt as his own the tariffs and time schedules as heretofore filed by W. D. Rose, all rates to be in accordance with those heretofore filed with the Railroad Commission by W. D. Rose.

-III - The rights and privileges, transfer of which are hereby authorized, may not again be transferred or assigned unless the written consent of the Railroad Commission to such transfer or assignment has first been secured.

-IV- No vehicle may be operated under this authority for transfer by applicant, A. B. Watson, unless such vehicle is owned by said applicant or is leased by him under a contract or agreement on a basis satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 22nd day of March, 1920.

Erwin O. Edgerton

H. D. Loveland

Frank R. Holm

H. V. Bondage

Commissioners.